Ada M. Yates and Earl W. Yates, her husband, Emma S. Williams and Harry Williams, her husband, Rachel Eleanor Harris and James P. Harris, her husband.

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Alonsa Harris, and James P. Harris, Judgment Lienor. No. 9852 Equity.

In the Circuit Court

for Frederick County,

sitting as a Court

of Equity.

To the Honorable, the Judges of said Court.

The Bill of Complaint of Ada M. Yates and Eral W. Yates, her husband, Emma S. Williams and Harry Williams, her husband, Rachel Eleanor Harris and James P. Harris, her husband, respectfully shows!

- 1. That a cetian Zachariah G. Harris, late of Frederick County Maryland, deceased, in a Codicil to his last will and testament did direct that his Executors of his said last will should run out a divisional line through his 86 acre tract of land, which said divisional line is particularly deseribed and indicated in said Codicil, and did therein devise all of his said land on the East side of said divisional line and embraced within the outlines of said 86 aere tract to his son John P. Harris in trust for the use and benefit of his sen, Joseph C.D. Harris and his present wide Raehel, for and during their joint lives and for and during the life o the survicer of them upon the terms and conditions mentioned in said Codicil; and upon the death of the said Joseph C. D. Harris and his said wife, then to hold the same in like trusts for the benefit of their children Ada Harris, Emma Harris, Wellie Harris and Alonza Harris until the yegggest of said children shall arrive at the age of twenty one years; and then immediately the said trust shall esase and said land shall become the property of said Ada , Emma, Wellie and Alonzo absolutely; that a certisfied copy of the said Will and Cedicil dated respectively July 2nd 1872 and May 1st 1894, and duly admitted to probate by the Orphans Court of Frederick County, is filed herewith marked Exhibit Ne.1, and which together with all other Exhibits herewith filed is prayed to be taken and considered as part of this Bill of Complaint.
- 2. That the tract of land devised as aforesaid contains 30 acres and 9 perches of land, more or less, as shown by a plat and description thereof made by J. Thos Browning, Surveyor, July 20, 1898, and which is filed herewith as part hereof, marked Exhibit No. 2; the said land being situate in Frederick County, in the State of Maryland, and is improved with a 2-story log and weather-boarded dwelling house.
- 3. That the said Joseph C.D. Harris and his wife Rachel are both deceased, and the said Ada Harris, Wellie Harris and Alense Harris are all considerably more than twenty-one years of age, and the said tract has terminated; the said Ada Harris being the Plaintiff Ada M. Yates, who is married and whose husband's name is Earl W. Yates; the said Emma Harris being the Plaintiff Emma S. Williams who is married and whose husband's name is Harry Williams; the said Wellie Harris being the Plaintiff Rachel Eleanor Harris who is married and whose husband's name is James P. Harris; the said Alense Harris being the Defendant named above, who is unmarried.
- 4. That the said parties, Ada M. Yates, Emma W. Williams, Rachel Eleanor Harris and Alonse Harris are the owners as tenants in common of the said real estate such being the owner of an undivided one-fourth share or interest therein.
- 5. That the said land and premises ewned by the above named parties herete as tenants in common as aforesaid, earnet be divided without less or injury to the parties interested and the Plaintiffs are advised and aver that they are entitled to have said land and premises sold under and by virtue of a decree of your Honorable Court and the money arising from such sale divided among the parties entitled therete according to their respective mights.
- 6. That the Defendant James P. Harris, is the holder of a judgment against the Defendant, Alense Harris, dated March 21,1914, for the sum of\$110.00, interest and costs, being No. 135 Trials February Term 1914, in the Circuit Court for Frederick County, and which said judgment is a lien on the interest in said real estate of the said Alonso Harris, and the said James P. Harris is entitled to have his interests as judgment lienor pretected in the distribution of the proceeds of sale of said real estate A certified copy of the said judgment is filed herewith as part hereof, marked Exhibit No.3.

That the Plaintiffs, Ada M. Yates and Earl W. Yates, her husband, are both residents of the City of Washington in the District of Columbia; that the Plaintiffs, Emma S. Williams and Harry Williams, her husband, are both residents of Baltimore City in the State of Maryland; that the Plaintiffs, Rachel Eleaner Harris and James P. Harris, her husband, (he being also the Defendant, James P. Harris) are both residents of Frederick County, in the State of Maryland; that the Defendant, Alemse Harris, is a non-resident of the State of Maryland, whose whereabouts is unknown to the Plaintiffs, but